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FILED

January 18, 2007

**NEW JERSEY STATE BOARD
OF MEDICAL EXAMINERS**

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF MEDICAL EXAMINERS

IN THE MATTER OF THE SUSPENSION
OR REVOCATION OF THE LICENSE OF

AXAT S. JANI, M.D.

License No.: MA 066016

TO PRACTICE MEDICINE AND SURGERY
IN THE STATE OF NEW JERSEY

Administrative Action

Order

This matter was opened to the New Jersey State Board of Medical Examiners (the "Board") upon the filing of an Administrative Complaint against the Respondent, Dr. Axat Jani, on May 6, 2005, seeking the suspension or revocation of his license to practice medicine. The Complaint alleged that Respondent was convicted in the Superior Court of New Jersey, Law Division, Criminal Part, Essex County of second-degree Health Care Claims Fraud, in violation of N.J.S.A. 2C:21-4.2(a) and thus, had engaged in the use of dishonesty, fraud, deception or misrepresentation, in violation of N.J.S.A. 45:1-21(b); professional or occupational misconduct, in violation of N.J.S.A. 45:1-21(e); crimes of moral turpitude and relating adversely to the practice of medicine, in violation of N.J.S.A. 45:1-21(f) and a failure to demonstrate good moral character, in violation of N.J.S.A. 45:9-6.

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Respondent filed an Answer on June 6, 2005, admitting that he had been charged and pled guilty to second-degree Health Care Claims Fraud. The Attorney General filed a notice of motion and supporting brief seeking the entry of summary decision in the matter based on Respondent's criminal conviction.

The parties appeared on September 14, 2005 before the Board for oral argument. The Attorney General's motion for summary decision was granted and a mitigation hearing was held. Finding that Respondent's actions warranted the imposition of sanctions, the Board entered a Final Order on January 19, 2006, which imposed the following: (1) A five-year suspension of Respondent's license commencing on October 15, 2004, the first two of which were to be served as a period of active suspension and the remaining three years of which are to be stayed and served as a period of probation; (2) Respondent was required to perform 400 hours of community service in a non-medical setting; (3) Respondent was assessed a civil penalty in the amount of \$10,000; (4) Respondent was assessed costs in the amount of \$10,405.57; (5) Respondent was required to complete a Board-approved ethics course; and (6) Respondent was required to appear before a Committee of the Board prior to resuming any practice of medicine during the period of probation.

Respondent made application for reinstatement of his license and appeared before a Committee of the Board on November 15, 2006.

The Board found that Respondent was not in full compliance with the Order and would not reinstate his license until he abided by all terms of the Final Order, specifically, by making payment to the Board for the civil penalty and costs. On January 16, 2007, Respondent made payment to the Board for the outstanding monies due under the Final Order.

The Board, finding that Respondent has now satisfied the requirements of the January 19, 2006 Final Order, and not finding a need for supplemental conditions at this time, enters the within Order.

Accordingly, IT IS on this 18th, day of January 2007

ORDERED that:

1. Respondent, Axat S. Jani, may resume the practice of medicine, commencing upon entry of this Order.
2. Respondent's license to practice medicine shall remain suspended, to be served as a period of stayed suspension, until October 15, 2009.

NEW JERSEY STATE BOARD
OF MEDICAL EXAMINERS

By: Sindy Paul, M.D.
Sindy Paul, M.D.
Board President